IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE CRIMINAL JURISDICTION

CRIMINAL APPLICATION NO. 6987 OF 2005
IN
CRIMINAL WRIT PETITION NO. 1706 OF 2005

State of Maharashtra and others. .. ..Applicant

Versus

Haider Abbas Niyaz Hussain
Sayyed @ Haider Nasir. .. ....Respondent

Shri. S. R. Borulkar, P. P., for the Applicant-State.

Shri. Jayant Gohil, Advocate, for the Respondent.

CORAM : S. B. MHASE AND
S. R. SATHE, JJ.
DATE : OCTOBER 20, 2005

P. C.

. Heard both sides.

2. Shri. Borulkar, the learned P. P., is fair enough to state that there are no justifiable causes for late presentation of the affidavits. However, he submitted that steps have been taken to submit affidavits within time as per Chapter XVII, Rule 11 of the Bombay High Court Appellate Side Rules, 1960 and that accordingly instructions have been given to the concerned Government officers. He submitted that in the interests of justice, the affidavits be taken on

record.

3. Therefore, in spite of serious objection from the other side, in the interests of justice, we take the affidavits on record.

(S. R. SATHE, J.) **(S. B. MHASE, J.)**